POLITICAL OFFENCES (CONDITIONAL PARDONS).

RETURN to an Address of the Honourable The House of Commons, dated 7 September 1880;—*for*,

"COPY of the CONDITIONAL PARDONS granted to PERSONS Convicted of TREASON-FELONY and other OFFENCES of a POLITICAL CHARACTER, since and including the Year 1865."

Home Office, May 1881.

LEONARD COURTNEY.

— I. —

GREAT BRITAIN.

COPY of the CONDITIONAL PARDONS granted to PERSONS Convicted of TREASON-FELONY and other OFFENCES of a POLITICAL CHARACTER since and including the Year 1865.

— 1. —

PATRICK DORAN, Conditional Pardon.

VICTORIA R.

WHEREAS Patrick Doran was, at a Special Commission holden at Dublin on the 8th day of April 1867, convicted of high treason, and sentenced to death, which was afterwards commuted to penal servitude for life:

We, in consideration of some circumstances humbly represented unto Us, are graciously pleased to extend Our Grace and Mercy unto him, and grant him Our Pardon for the crime of which he so stands convicted, on condition that he do not return to the United Kingdom during the term of his natural life.

Our will and pleasure therefore is, that you do give the necessary directions accordingly. And for so doing this shall be your Warrant. Given at Our Court at St. James's, the 24th day of April 1868, in the 31st year of Our Reign.

To Our trusty and well-beloved, the Governor of Western Australia, and all others whom it may concern.

By Her Majesty's Command,
(signed) *Gathorne Hardy.*

— 2. —

HENRY SHAW or MULLADY—Royal Pardon.

(Patent Roll. 34 Victoria. Part. I. No. 27.)

VICTORIA by the Grace of God of the United Kingdom of Great Britain and Ireland Queen Defender of the Faith To all to whom these presents shall come Greeting Whereas at the Session held at the Central Criminal Court on the sixth day of April one thousand eight hundred and sixty-eight Henry Shaw or Mullady was duly indicted tried and found guilty of the crime of Treason Felony and was duly Sentenced to Penal Servitude for the term of Seven years And whereas upon consideration of some of the circumstances humbly represented unto Us on behalf of the said Henry Shaw

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or Mullady We have thought fit on the conditions hereinafter contained and expressed to extend Our Royal Mercy unto him the said Henry Shaw or Mullady know Ye therefore That We being moved with compassion Have pardoned remitted and released and by these presents for Us and Our heirs and successors Do pardon remit and release the said Henry Shaw or Mullady or by whatever other name or names or addition of name or names office art mystery or place he is known called or named or was lately known called or named the Treason Felony of which he stands convicted as aforesaid and all and singular convictions and attainders thereupon and (save as hereinafter mentioned) all pains penalties and forfeitures thereby by him incurred as aforesaid or incident or consequent upon the said Treason Felony or the Commission thereof or the judgment had thereupon as aforesaid And We do by these presents Give and Grant to him Our firm peace thereupon Giving and Granting and hereby forbidding that he by the Justices Sheriffs Escheaters Bailiffs Coroners or other the Officers or Ministers of Us Our heirs and successors on the occasion aforesaid may be molested disturbed or in any manner aggrieved for the same so that on the conditions hereinafter contained and expressed he may stand right in open Court if any person against him should be willing to speak on the occasion aforesaid And We do by these Our Letters Patent declare Our will to be and do for Us Our heirs and successors Grant these Our Letters Patent or the Inrolment thereof shall be in all things found good valid sufficient and effectual in the Law and shall be as well to the said Justices and Sheriffs Escheaters Bailiffs and Coroners as to all others the Officers and Ministers of Us Our heirs and successors a sufficient Warrant and discharge in this behalf Provided always And We do hereby declare enjoin and require that these Our Letters Patent shall be Enrolled in the Rolls of Our High Court of Chancery within the space of Six Calendar months next ensuing the date hereof And We do hereby further declare that this Our Gracious Pardon is granted upon the conditions following (that is to say) That he the said Henry Shaw or Mullady shall forthwith depart out of Our United Kingdom of Great Britain and Ireland and shall remain out of Our said United Kingdom for the space of Four years from the date of these Our Letters Patent and further that he the said Henry Shaw or Mullady shall not during the said space of Four years exercise or attempt or claim to exercise within Our said United Kingdom any capacity right or privilege of which he was or has been deprived or which was or has been lost forfeited extinguished or suspended by the aforesaid Treason Felony or by reason of his having committed the same or been convicted of or adjudged guilty of or Sentenced or attainted for such Treason Felony as aforesaid In witness &c. witness &c. the seventh day of January

By Her Majesty's Command

Peter Mohan or Morgan.

(Patent Roll. 34 Victoria. Part. I. No. 28.)

A similar Conditional Pardon (the conditions prescribing an absence from the United Kingdom, &c., for seven years) was granted, under the same date, to Peter Mohan or Morgan, who was convicted at the Central Criminal Court on the 4th day of May 1868, of treason-felony, and sentenced to ten years' penal servitude.

— 3. —

Conditional Pardon.

Whereas Reg. No. 9793, Edward Kelly, was convicted of High Treason at Cork, in Cork, in the month of May 1867, and sentenced to Life Penal Servitude:

And, Whereas Her Most Gracious Majesty Queen Victoria issued a Warrant under Her Sign Manual and Signet, given at the Court of St. James's, on the 7th day of January 1871, in the 34th year of Her reign, and directed to the Governor of Her Majesty's Territory of Western Australia, whereby Her said Majesty was graciously pleased to grant to the said 9793, Edward Kelly, a Pardon for the Crime of which he stands convicted, on Condition that the said 9793, Edward Kelly, shall, in the opinion of the said Governor of the said Territory, have well and properly conducted himself for the period of , and also on further Condition that the said 9793, Edward Kelly, shall not return to the United Kingdom of Great Britain and Ireland during the remainder of the said above-mentioned term of Penal Servitude:

Now I, Frederick Aloysius Weld, Governor and Commander in Chief of the Territory of Western Australia aforesaid, Do hereby certify and make known to all whom it may concern, that the said 9793, Edward Kelly, has well and properly conducted himself, to my satisfaction, during the said period of , and that the said 9793, Edward Kelly,

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Kelly, has thereby become entitled to the above-mentioned Conditional Pardon of Her Most Gracious Majesty, Queen Victoria.

Given under my Hand and the Public Seal of the said Territory, at Government House, Perth, this 13th day of March, in the year of our Lord, 1871.

L. S.

(signed) *Fred. A. Weld,*
Governor and Commander in Chief, &c.

NOTICE.

You are hereby warned, that if you lose or destroy your Conditional Pardon, no fresh Pardon will be issued to you, nor will a Certificate of Freedom be issued to you when your Sentence expires, unless your Conditional Pardon be returned to the Comptroller General through the Resident Magistrate of the District in which you may be residing.

Comptroller General's Office,
Perth, 12 June 1867.

Henry Wakeford,
Comptroller General.

DESCRIPTION.

Reg. No. and Name - - -
Age - - - - - - -
Height - - - - - - -
Hair - - - - - -
Eyes - - - - - - -
Visage - - - - - - -
Complexion - - - - - -
Appearance - - - - - -
Single, Married, or Widower - -
Number of Children - - -
Marks - - - - - - -

Certified that this description was taken in my presence this day of 187 .

Magistrate.

A similar CONDITIONAL PARDON was Granted—

To Reg. No. 9721, JAMES DUNNE, who was convicted of treason-felony at Dublin, in Dublin, in the month of April 1867, and sentenced to 20 years' penal servitude.

To Reg. No. 9735, JOHN FLOOD, who was convicted of treason-felony at Dublin, in Dublin, in the month of April 1867, and sentenced to 15 years' penal servitude.

To Reg. No. 9790, CORNELIUS D. KANE, who was convicted of treason-felony at Dublin, in Dublin, in the month of January 1866, and sentenced to 10 years' penal servitude.

To Reg. No. 9654, THOMAS BAINES, who was convicted of treason-felony at Dublin, in Dublin, in the month of February 1867, and sentenced to 10 years' penal servitude.

To Reg. No. 9672, DANIEL BRADLEY, who was convicted of treason-felony at Limerick, in Limerick, in the month of June 1867, and sentenced to 10 years' penal servitude.

To Reg. No. 9731, THOMAS FENNELL, who was convicted of treason-felony at Ennis, in Clare, in the month of July 1867, and sentenced to 10 years' penal servitude.

And to Reg. No. 9693, GEORGE CONNOLLY, who was convicted of treason-felony at Dublin, in Dublin, in the month of April 1867, and sentenced to seven years' penal servitude.

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— 4. —

CONDITIONAL PARDON.

WHEREAS Reg. No. 9710, THOMAS DELANEY was convicted of Mutinous conduct at Dublin, in Dublin, in the month of August 1866, and sentenced to Ten Years' Penal Servitude:

And, Whereas Her Most Gracious Majesty Queen Victoria issued a Warrant under Her Sign Manual and Signet, given at the Court of St. James's on the 4th day of February 1878, in the 41st year of Her reign, and directed to the Governor of Her Majesty's Territory of Western Australia, Whereby Her said Majesty was graciously pleased to grant to the said 9710, Thomas Delaney, a Pardon for the Crime of which he stands convicted, on Condition that the said 9710, Thomas Delaney, shall, in the opinion of the said Governor of the said Territory, have well and properly conducted himself for the period of , and also on further Condition that the said 9710, Thomas Delaney, shall not return to the United Kingdom of Great Britain and Ireland, nor go to any or either of the Colonies of New South Wales, New Zealand, South Australia, Tasmania, Victoria, or Queensland, during the remainder of the said above-mentioned term of Penal Servitude:

Now I, Major General Sir Harry St. George Ord, K.C.M.G., and C.B., Governor and Commander in Chief of the Territory of Western Australia aforesaid, Do hereby certify and make known to all whom it may concern, that the said 9710, Thomas Delaney, has well and properly conducted himself, to my satisfaction, during the said period of , and that the said 9710, Thomas Delaney, has thereby become entitled to the above-mentioned Conditional Pardon of Her Most Gracious Majesty, Queen Victoria.

Given under my Hand and the Public Seal of the said Territory, at Government House, Perth, this 28th day of March, in the year of Our Lord, 1878.

L.S.

(signed) *H. St. G. Ord,*
Governor and Commander in Chief, &c.

Any breach of the conditions herein contained will entail a forfeiture of this Pardon.

NOTICE.

You are hereby warned that, if you lose or destroy your Conditional Pardon, no fresh Pardon will be issued to you, nor will a Certificate of Freedom be issued to you, when your sentence expires, unless your Conditional Pardon be returned to the Comptroller through the Resident Magistrate of the District in which you may be residing.

Comptroller's Office, Fremantle,
12 June 1867.

W. R. Fauntleroy,
Comptroller.

DESCRIPTION.

Reg. No. and Name - - -
Age - - - - - -
Height - - - - - -
Hair - - - - - -
Eyes - - - - - -
Visage - - - - - -
Complexion - - - - -
Appearance - - - - -
Single, Married, or Widower - -
No. of Children - - - -
Marks - - - - - -

Certified that this description was taken in my presence the day of 18 .

Magistrate.

A similar CONDITIONAL PARDON was granted—

To Reg. No. 9815, JAMES McCOY, who was convicted of mutinous conduct at Dublin, in Dublin, in the month of August 1866, and sentenced to 15 years' penal servitude.

And, to Reg. No. 9797, JAMES KIELY, who was convicted of coming to the knowledge of an intended mutiny in Her Majesty's troops in Ireland, and in not giving notice of said mutiny to his commanding officer at Dublin, in Dublin, in the month of June 1866, and sentenced to life penal servitude.

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— II. —

IRELAND.

COPY of the CONDITIONAL PARDONS granted to PERSONS convicted of TREASON-FELONY and other OFFENCES of a POLITICAL CHARACTER, since and including the Year 1865, in so far as relates to the IRISH GOVERNMENT.

— 1. —

THOMAS BURKE, otherwise called THOMAS F. BURKE.

VICTORIA, by the Grace of God of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith, and so forth, to all to whom these presents shall come greeting: Whereas at a Special Commission of Oyer and Terminer and General Gaol Delivery holden at Dublin on the 8th day of April in the year of our Lord 1867, Thomas Burke, otherwise called Thomas F. Burke, late of United States of North America, was in a lawful manner indicted, tried, and found guilty of the crime of high treason, and had sentence of death passed upon him for the same, but afterwards Our mercy was extended to him, and he was, by warrant duly signed in that behalf, ordered to be kept in penal servitude for the term of his natural life: And whereas, in consideration of some circumstances humbly represented unto Us, on the behalf of the said Thomas F. Burke, We have thought fit, on the conditions hereinafter contained and expressed, to extend Our Royal mercy unto the said Thomas F. Burke: Know ye, therefore, that on the conditions hereinafter contained and expressed, We, of Our special grace, certain knowledge and mere motion, by and with the advice and consent of Our right trusty and well-beloved Cousin and Councillor John Poyntz Earl Spencer, K.G., Our Lieutenant General and General Governor of Ireland, and according to the tenor and effect of Our Royal Letter under Our Royal Signature, bearing date at Our Court at St. James's the 31st day of December, in the 34th year of Our reign, and now enrolled in the Record and Writ Office of Our High Court of Chancery in Ireland aforesaid, have pardoned, remitted, released, and by these presents We do pardon, remit, and release, Thomas F. Burke, or by whatever other names or addition of name, office, art, mystery, or place the said Thomas F. Burke is known, called, or named, or was lately known, called, or named, the crime of which he stands convicted as aforesaid, and of all and singular convictions and attainders thereupon, and save as hereinafter mentioned all pains, penalties, and forfeitures thereby by him incurred as aforesaid, or incident or consequent upon the said crime, or any of them, or the commission thereof, or the judgments had thereto as aforesaid, and our firm peace to him the said Thomas F. Burke for the same, on the conditions hereinafter contained and expressed, do give and grant by these presents, forbidding that the said Thomas F. Burke by the justices, sheriffs, escheators, bailiffs, coroners, or other the officers or ministers of Us, our heirs and successors, on the occasion aforesaid may be molested, disturbed, or in any manner aggrieved for the same, so that on the conditions hereinafter contained and expressed, he, the said Thomas F. Burke, may stand right in open court if any person against him should be willing to speak on the occasion aforesaid; and Our further will is, and by these presents for Us, Our heirs and successors, We do grant that these Our letters patent, or the enrolment thereof, shall be in all things firm, good, valid, sufficient, and effectual in the law, and shall be as well to the said justices, sheriffs, escheators, bailiffs, and coroners as to all others the officers and ministers of Us, Our heirs and successors, a sufficient warrant and discharge in that behalf: Provided always, and it is hereby declared, that these Our letters patent, and the pardon, remission, and release hereby granted are expressly subject to the several conditions following; that is to say, that these Our letters patent be enrolled in the Rolls of Our High Court of Chancery in Ireland aforesaid within the space of six calendar months next ensuing the date hereof; and Thomas F. Burke shall forthwith depart out of the United Kingdom of Great Britain and Ireland, and shall remain out of the said United Kingdom for the space of twenty years from the date of these presents: And, further, that the said Thomas F. Burke shall not, during the said space of twenty years exercise, or attempt or claim to exercise, within the said United Kingdom any capacity, right, or privilege of which he was or has been deprived, or which was or has been lost, forfeited, extinguished, and suspended by the felonies aforesaid, or any of them, or by reason of his having committed the same crime, or any of them, or been convicted of, or adjudged guilty of or sentenced or attainted for, such crime, or any of them. In witness whereof We have caused these Our letters to be made patent. Witness Our aforesaid Lieutenant General and General Governor of Ireland aforesaid at Dublin the 3rd day of January 1871.

Enrolled the 3rd day of January 1871.

William Sullivan, C. R. W.

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— 2. —

JOHN MCCAFFERTY.

A similar conditional pardon (the conditione prescribing an absence from the United Kingdom of Great Britain and Ireland for 20 years) was granted under same date to John McCafferty, who was convicted at the special commission at Dublin on the 8th of April 1867 of high treason, and sentenced to death, which sentence was afterwards commuted to penal servitude for life.

— 3. —

JOHN MCCLURE.

A similar conditional pardon (the conditions prescribing an absence from the United Kingdom of Great Britain and Ireland for 20 years) was granted under same date to John McClure, who was convicted at the special commission at Cork on the 2nd of May 1867, of high treason, and sentenced to death, which sentence was afterwards commuted to penal servitude for life.

— 4. —

JEREMIAH O'DONOVAN ROSSA.

A similar conditional pardon (the conditions prescribing absence from the United Kingdom of Great Britain and Ireland for 20 years) was granted under same date to Jeremiah O'Donovan Rossa, who was convicted at the special commission at Dublin on the 15th of December 1865, of certain felonies, and sentenced to penal servitude for life.

— 5. —

THOMAS CLARK LUBY.

A similar conditional pardon (the conditions prescribing absence from the United Kingdom of Great Britain and Ireland for 14 years) was granted under same date to Thomas Clarke Luby, who was convicted at the special commission at Dublin on the 1st of December 1865, of certain felonies, and sentenced to penal servitude for 20 years.

— 6. —

JOHN O'LEARY.

A similar conditional pardon (the conditions prescribing absence from the United Kingdom of Great Britain and Ireland for 14 years) was granted under same date to John O'Leary, who was convicted at the special commission at Dublin on the 6th of December 1865, of certain felonies, and sentenced to penal servitude for 20 years.

— 7. —

MICHAEL SHEEHY.

A similar conditional pardon (the conditions prescribing absence from the United Kingdom of Great Britain and Ireland for 16 years) was granted under same date to Michael Sheehy, who was convicted at the special commission at Nenagh (County Tipperary) on the 29th of July 1867, of certain felonies, and sentenced to penal servitude for 20 years.

— 8. —

JOHN DEVOY.

A similar conditional pardon (the conditions prescribing absence from the United Kingdom of Great Britain and Ireland for 11 years) was granted under same date to John Devoy, who was convicted at the commission at Dublin on the 19th of February 1867, of certain felonies, and sentenced to penal servitude for 15 years.

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— 9. —

WILLIAM HALPIN, otherwise called WILLIAM G. HALPIN.

A similar conditional pardon (the conditions prescribing absence from the United Kingdom of Great Britain and Ireland for 11 years) was granted under same date to William Halpin, otherwise called William G. Halpin, who was convicted at the special commission at Dublin, on the 25th of October 1867, of certain felonies, and sentenced to penal servitude for 15 years.

— 10. —

EDWARD POWER.

A similar conditional pardon (the conditions prescribing absence from the United Kingdom of Great Britain and Ireland for 11 years) was granted under same date to Edward Power, who was convicted at the special commission at Dublin, on the 19th of February 1867, of certain felonies, and sentenced to penal servitude for 15 years.

— 11. —

PATRICK WALSH.

A similar conditional pardon (the conditions prescribing absence from the United Kingdom of Great Britain and Ireland for 11 years) was granted under same date to Patrick Walsh, who was convicted at the special commission at Limerick, on the 11th of June 1867, of certain felonies, and sentenced to penal servitude for 15 years.

— 12. —

PATRICK LENNON.

A similar conditional pardon (the conditions prescribing absence from the United Kingdom of Great Britain and Ireland for 12 years) was granted under same date to Patrick Lennon, who was convicted at the commission at Dublin, on the 10th of February 1868, of certain felonies, and sentenced to penal servitude for 15 years.

— 13. —

CHARLES UNDERWOOD O'CONNELL.

A similar conditional pardon (the conditions prescribing absence from the United Kingdom of Great Britain and Ireland for four years) was granted under same date to Charles Underwood O'Connell, who was convicted at the Cork special commission, on the 14th of December 1865, of certain felonies, and sentenced to penal servitude for 10 years.

— 14. —

BRIAN DILLON.

A similar conditional pardon (the conditions prescribing absence from the United Kingdom of Great Britain and Ireland for four years) was granted under same date to Brian Dillon, who was convicted at the special commission at Cork on the 14th of December 1865, of certain felonies, and sentenced to penal servitude for 10 years.

— 15. —

DENIS DOWNING MULCAHY.

A similar conditional pardon (the conditions prescribing absence from the United Kingdom of Great Britain and Ireland for five years) was granted under same date to Denis Downing Mulcahy, who was convicted at the special commission at Dublin on the 20th of January 1865, of certain felonies, and sentenced to penal servitude for 10 years.

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— 16. —

WILLIAM FRANCIS ROANTREE.

A similar conditional pardon (the conditions prescribing absence from the United Kingdom of Great Britain and Ireland for five years) was granted under same date to William Francis Roantree, who was convicted at the special commission at Dublin on the 24th of January 1865, of certain felonies, and sentenced to penal servitude for 10 years.

— 17. —

GEORGE BROWNE.

A similar conditional pardon (the conditions prescribing absence from the United Kingdom of Great Britain and Ireland for six years) was granted under same date to George Browne, who was convicted at the commission at Dublin on the 19th of February 1867, of certain felonies, and sentenced to penal servitude for 10 years.

— 18. —

EDMOND ST. CLAIR.

A similar conditional pardon (the conditions prescribing absence from the United Kingdom of Great Britain and Ireland for six years) was granted under same date to Edmond St. Clair, who was convicted at the special commission at Dublin on the 19th of February 1867, of certain felonies, and sentenced to penal servitude for 10 years.

— 19. —

MORTIMER SHEA, otherwise called MORTIMER MORIARTY.

A similar conditional pardon (the conditions prescribing absence from the United Kingdom of Great Britain and Ireland for six years) was granted under same date to Mortimer Shea, otherwise called Mortimer Moriarty, who was convicted at the special commission at Tralee (County Kerry) on the 8th of August 1867, of certain felonies, and sentenced to penal servitude for 10 years.

— 20. —

WILLIAM MACKAY.

A similar conditional pardon (the conditions prescribing absence from the United Kingdom of Great Britain and Ireland for nine years) was granted under same date to William Mackay, who was convicted at the special commission at Cork on the 9th of March 1868, of certain felonies, and sentenced to penal servitude for 12 years.

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POLITICAL OFFENCES (CONDITIONAL PARDONS).

COPY *of the* CONDITIONAL PARDONS *granted to* PERSONS CONVICTED *of* TREASON FELONY *and other* OFFENCES *of a* POLITICAL CHARACTER *since and including the Year* 1866.

(*Mr Parnell.*)

Ordered, by The House of Commons, to be Printed,
6 May 1881.

208.

Under 1 *oz.*

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